**THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY**

**WRIT PETITION No.23318 OF 2005**

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**Between:**

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Kalluri Vijaya Laxmi

.. Petitioner

and

The District Collector and others

.. Respondents

.. Respondent

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**THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY**

**WRIT PETITION No.23318 OF 2005**

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**ORDER:**

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The petitioner claims that she is a tribal of a village in Khammam District. According to her, an extent of Ac.1.55 cents in Sy.No.42/P of Ramachandrapuram village, Dummugudem Mandal, Khammam District was assigned to her through a D-form

patta on 26.06.2003. It is also stated that the pattedar pass-book and title deeds were issued to her in respect of the said land. The petitioner states that when she faced interference to her possession by certain private individuals, she filed O.S.No.142 of 2005 before the Agency Court and obtained an order of temporary injunction in I.A.No.86 of 2005. Her grievance is that even while the patta is subsisting, the Mandal Revenue Officer, the third respondent, is interfering with her possession and she seeks appropriate directions in this regard.

Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare.

The petitioner asserts that she has not only been granted D-form patta, but was also issued pattedar pass-book and title deeds in respect of the land referred to above. In fact, it is on the basis of the said assignment and patta that she approached a civil Court, when she sensed interference by the third parties and she obtained an order of temporary injunction. That being the case, the third respondent cannot interfere with the possession of the petitioner. If respondents 2 and 3 find that the patta granted in favour of the petitioner is defective in any manner, they have to take necessary steps for cancellation of the same in accordance with law. As long as that is not done, they cannot interfere with the possession of the petitioner over the land.

The writ petition is accordingly disposed of, directing respondents 2 and 3 not to dispossess the petitioner from the land in Sy.No.42/P of Ramachandrapuram village, Dummugudem Mandal, Khammam District, as long as the patta granted in her favour subsists. There shall be no order as to costs.

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28.10.2005

Note: Issue C.C. by Monday.

(B/o)

kdl

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